

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LIGHTWAVE COMMUNICATIONS, LLC

Petitioner,

-against-

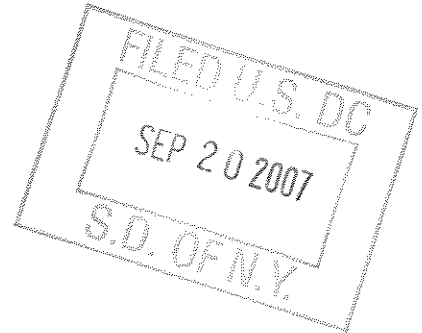
VERIZON SERVICES CORP.,
VERIZON MARYLAND INC.,
VERIZON VIRGINIA INC.,
VERIZON SOUTH INC.,
and VERIZON WASHINGTON D.C. INC.

Respondents.

Civil Action No. 07 Civ. 6519

The Hon. Jed S. Rakoff


NOTICE OF APPEAL



Notice is hereby given that Lightwave Communications, LLC, petitioner in the above named case, hereby appeals to the United States Court of Appeals for the Second Circuit from an Order granting Respondents' motion to dismiss for lack of subject matter jurisdiction and dismissing the case entered in this action on the 4th day of September, 2007 and the corresponding final judgment granting the same relief that was entered in this action on the 10th day of September, 2007.

Dated: New York, New York
September 20, 2007

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